IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

LETTERS PATENT APPEAL No 638 of 2003

with

CIVIL APPLICATION No 4314 of 2003

in

SPECIAL CIVIL APPLICATION No 1579 of 2003

For Approval and Signature:

HON'BLE MR.JUSTICE B.J.SHETHNA
and
HON'BLE MR.JUSTICE SHARAD D.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DISTRICT PRIMARY EDUCATION OFFICER

Versus

KANTIBHAI MAGANBHAI PATEL

Appearance:

1. LETTERS PATENT APPEAL No. 639 of 2003

MR MANISH J PATEL for Appellant No.

MR AMIT PATEL for MR PS PATEL for Respondent No. 1

MR KT DAVE AGP for Respondent No. 2-3

RULE SERVED for Respondent No. 4

CORAM : HON'BLE MR.JUSTICE B.J.SHETHNA
and
HON'BLE MR.JUSTICE SHARAD D.DAVE

Date of decision: 19/01/2005

ORAL JUDGEMENT

(Per : HON'BLE MR.JUSTICE B.J.SHETHNA)

Learned counsel Mr.Manish Patel for the appellants states that the present opponent No.1-original petitioner has already made payment of principle + penalty amount. In that view of the matter, according to Mr.Patel this appeal does not survive any more. Mr.Amit Patel appearing for opponent No.1 also agrees to it.

In view of the above, this appeal does not survive any more and accordingly it is disposed of.

Civil Application for stay is dismissed as the main appeal is dismissed.

(B.J.Shethna, J.)

(Sharad D. Dave, J.)

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